

66377-004

PATENT MAINTENANCE
DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 2005 OCT 11 PM 3:39

In re Application of:

Christine M. KENNEFICK

Serial No.: 09/919,922

Filed: August 2, 2001

MICROSTRUCTURE CONTAINING
ENTITIES ROTATING UNDER AN APPLIED
LOAD TO ENHANCE TOUGHENING
AGAINST FRACTURE

) PATENT

) GROUP: 2128

) EXAMINER: JONES, HUGH M

) CONFIRMATION NO.: 4824

) CUSTOMER NO.: 25269

VIA FAX: 571-273-6500

US PATENT & TRADEMARK
OFFICE

REQUEST FOR REFUND

Mail Stop 16
Director of the US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

October 10, 2005

Sir:

Applicant respectfully requests a refund in the amount of \$700.00 which represents one-half of the Issue Fee due in the above-identified matter.

The Issue Fee was filed on October 6, 2005.

Payment of the Issue Fee was authorized at the large entity rate. A copy of the Issue Fee Transmittal is enclosed.

Applicant claimed Small Entity status when the application was filed on October 2, 2001.

AVAILABLE COPY

Adjustment date: 11/10/2005 RCLEHNS
10/07/2005 EAREGAY2 00000137 042223 09/1992
01 FC:1501 1400.00 CR

11/10/2005 RCLEHNS 00000005 042223 09/1992
01 FC:2501 700.00 DA

DC01097559.1
IDVPD

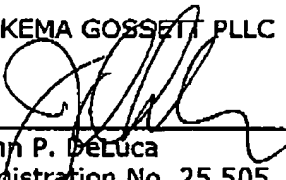
BEST AVAILABLE COPY

This Request is made within two months of the payment of the fee.

Accordingly, it is believe that a refund is proper.

Respectfully submitted,

DYKEMA GOSSETT PLLC



John P. DeLuca
Registration No. 25,505
1300 I Street, N.W.
Third Floor West, Franklin Square
Washington, DC 20005-3353
(202) 906-8626

BEST AVAILABLE COPY

DC0197559.1
IDVPD

PART B - FEE(S) TRANSMITTAL

COPY

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (571) 273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 3 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless completed below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

15269 7590 07/13/2005

DYKEMA GOSSETT PLLC
FRANKLIN SQUARE, THIRD FLOOR WEST
1300 I STREET, NW
WASHINGTON, DC 20005

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmittal.

Certificate of Mailing or Transmittal

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/19,922	08/02/2001	Christine M. Kennedick	66377-004-6	4824

TITLE OF INVENTION: MICROSTRUCTURE CONTAINING ENTITIES ROTATING UNDER AN APPLIED LOAD TO ENHANCE TOUGHENING AGAINST FRACTURE

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	10/17/2005
EXAMINER		APP. UNIT	CLASS-SUBCLASS		
JONES, HUGH M		2128	703-001000		

1. Change of correspondence address or indication of "Fee Address" (57 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/125) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 3 registered patent attorneys or agents. If no name is listed, no name will be printed.

DYKEMA GOSSETT, PLLC

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☒ Publication Fee (No small entity discount permitted)

☐ Advance Order - # of Copies

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 04-2444-7 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is authorized to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date October 6, 2005

Typed or printed name John P. DeLuca

Registration No. 25,505

This collection of information is required by 37 CFR 1.211. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality as governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 2450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1996, no person is required to respond to a collection of information unless it displays a valid OMB control number.

PTOL-85 (Rev. 07/05) Approved for use through 04/30/2007.

OMB 0651-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

BEST AVAILABLE COPY